



**FEDERAL ELECTION COMMISSION**  
WASHINGTON, D.C. 20463

Cleta Mitchell, Esq.  
Foley & Lardner  
3000 K Street, NW, #500  
Washington, DC 20007

**MAR 26 2009**

**RE: MUR 5831**  
**Jack Templeton**

**Dear Ms. Mitchell:**

On October 26, 2006, the Federal Election Commission notified your client of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended, and designated that matter MUR 5854. The Commission severed allegations pertaining to your client from MUR 5854 and merged that portion of the matter into an ongoing investigation designated as MUR 5831.

On February 11, 2009, the Commission found, on the basis of the information in the complaint, and information provided by your client, that there is no reason to believe Jack Templeton violated 2 U.S.C. § 441e. Accordingly, the Commission closed its file in this matter as it pertains to your client. The Factual and Legal Analysis, explaining the Commission's finding, is enclosed.

The Commission reminds you that the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) remain in effect, and that this matter is still open with respect to other respondents. The Commission will notify you when the entire file has been closed.

If you have any questions, please contact me at (202) 694-1650.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark D. Shonkwiler".

**Mark D. Shonkwiler**  
**Assistant General Counsel**

**Enclosure**  
**Factual and Legal Analysis**

10044282449

**FEDERAL ELECTION COMMISSION**

**FACTUAL AND LEGAL ANALYSIS**

**RESPONDENT: Jack Templeton**

**MUR: 5831**

**I. INTRODUCTION**

This matter was generated by a complaint filed with the Commission.<sup>1</sup> See 2 U.S.C. § 437g(a)(1). The complaint alleges that Jack Templeton is a foreign national who contributed to Softer Voices in violation of the Federal Election Campaign Act's prohibition on political contributions from foreign nationals.

**II. FACTUAL SUMMARY**

Softer Voices, an entity organized under Section 527 of the Internal Revenue Code, allegedly spent over a million dollars, raised outside the limitations of the Federal Election Campaign Act of 1971, as amended, (the "Act") to influence the 2006 Senate election in Pennsylvania between Rick Santorum and Bob Casey. According to reports filed by Softer Voices with the Internal Revenue Service, Jack Templeton donated a total of \$630,000 to Softer Voices in three installments, including \$400,000 on September 18, 2006, \$130,000 on October 17, 2006, and \$100,000 on October 27, 2006. According to *New York Sun* newspaper article attached to the complaint, Mr. Templeton is a citizen of the Bahamas.

The Act prohibits foreign nationals from making contributions in connection with an election to any political office and it is unlawful for any person to accept such a contribution.

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<sup>1</sup> The complaint was originally designated MUR 5854. Subsequently, for administrative convenience, allegations concerning Mr. Templeton were severed from MUR 5854 and merged into MUR 5831.

1 2 U.S.C. § 441e(a). The term "foreign national" refers to an individual who is not a citizen of the  
2 United States and who is not lawfully admitted for permanent residence as defined by 8 U.S.C.

3 § 1101(a)(20). 2 U.S.C. § 441e(b)(2).

4 In response to the complaint, Respondents explain that Jack Templeton is a United States  
5 citizen and speculates that the complainant is confusing him with his father, John Templeton,  
6 who is a citizen of the Bahamas. A search of public records indicates that Jack Templeton, who  
7 contributed to Softer Voices, resides in Bryn Mawr, Pennsylvania, where he works as a physician  
8 and serves as president of the John Templeton Foundation, a charitable organization.<sup>2</sup> The  
9 Templeton Foundation website states that it was founded by Jack Templeton's father, John  
10 Templeton, who did not contribute to Softer Voices, and who according to the foundation's  
11 website is a citizen of the Bahamas. Thus, based on the denials from the complaint responses,  
12 and evidence on the public record which corroborates the respondents' explanation, there is no  
13 reason to believe Jack Templeton violated 2 U.S.C. § 441e(a).

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<sup>2</sup> Softer Voices' IRS reports disclose the donor as Jack Templeton of Bryn Mawr, PA, and list his employer as the John Templeton Foundation.